

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 10-8009

Gerald A. Fast; Talisha Cheshire; Brady Gehrling,

Respondents

v.

Applebee's International, Inc.,

Petitioner

National Council of Chain Restaurants,

Amicus on Behalf of Petitioner

Appeal from U.S. District Court for the Western District of Missouri - Jefferson City
(2:06-cv-04146-NKL)

JUDGMENT

Judgment is entered in accordance with the court's order of April 2, 2010, granting permission to appeal and transferring to case No. 10-1726.

April 2, 2010

Order Entered at the Direction of the Court:
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans